

TWENTIETH DAY

(Tuesday, February 14, 1967)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Hardeman submitted the following report:

Austin, Texas,
February 14, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 135, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman

Senator Hall submitted the following reports:

Austin, Texas,
February 14, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Counties, Cities, and Towns, to which was

referred S. B. No. 40, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman

Austin, Texas,
February 14, 1967

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Counties, Cities, and Towns, to which was referred S. B. No. 129, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Senate Bills and Resolutions on First Reading

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator Bates:

S. B. No. 221, A bill to be entitled "An Act validating all school districts, including all types of junior and regional college districts, together with the boundaries and names thereof; validating the creation, abolition, and conversion of all such school districts, and all changes in boundaries in all such school districts; validating the election of certain members to boards of trustees; validating the annexation of territory and the divorcement or separation from municipal control in all municipally controlled school districts; validating all bonds, bond taxes, maintenance taxes, and bond assumptions and the elections authorizing same, of and in all school districts, including all types of junior and regional college districts; providing this Act shall not be construed as validating any boundary change made or attempted to be made by any ex parte order, resolution, or other act of the board of trustees of any school district; providing that this Act shall have no application to litigation now pending questioning the validity of matters hereby validated, or to proceedings now pending before the County Boards of Education, State Commissioner of Education or the State Board of Education, or to any district which has heretofore been de-

clared invalid by certain courts; or to districts which may have been established and later returned to original status, providing such litigation or proceedings are ultimately determined against the validity of matters hereby validated; providing a savings clause; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Cole:

S. B. No. 222, A bill to be entitled "An Act to amend Article 6652, Revised Civil Statutes of Texas, 1925, as amended; relating to duties of county clerks with respect to recording and with respect to issuing certificates; containing a repealing clause; and containing a saving clause."

To the Committee on Counties, Cities, and Towns.

By Senator Brooks:

S. B. No. 223, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, Constitution of Texas, known as 'Spewick Place Municipal Utility District of Harris County'; declaring said district to be a governmental agency and a body politic and corporate; defining the boundaries of said district and finding that said boundaries form a closure; finding that said district is created to serve a public use and benefit; providing that said district shall have all of the rights, powers, privileges, authority and duties conferred by the general laws applicable to water control and improvement districts created under Article XVI, Section 59, of the Constitution of Texas, where not in conflict with this Act; providing for no confirmation election nor hearing for the exclusion of lands nor hearing on plan of taxation need be held and adopting the ad valorem plan of taxation; providing for the governing body of said district; providing for the qualifications, election and terms of directors and appointing members of original board of directors; providing for the election and appointment of officers and employees of such district and other related powers of the board of directors; providing for the validity of bonds issued by said district; providing for the approval and inspection of construction projects by the Texas Water Commission; limiting the powers of eminent domain of said

district; providing that Article 7880-77b shall not be applicable to said district; providing that said district is free from taxation within this state; determining and finding that the requirements of Article XVI, Section 59(d), have been fulfilled and accomplished; providing for severability; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Watson:

S. B. No. 224, A bill to be entitled "An Act requiring proof of date of birth and thumbprints or index fingerprints on an original application for an operator's, commercial operator's, or chauffeur's license; providing for a color photograph on licenses; providing for correction of licenses when there is a change of pertinent information; providing for expiration of all licenses on the anniversary of the birth date of the applicant; amending Subsection (b) of Section 6 and Sections 11, 14, and 18 of Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Affairs.

By Senator Harrington:

S. B. No. 225, A bill to be entitled "An Act amending Acts 1961, 57th Legislature of the State of Texas, Regular Session, Chapter 349, by authorizing the district to issue its bonds in the denomination of \$100.00 and any multiple thereof; and declaring an emergency."

To the Committee on Water and Conservation.

By Senators Hardeman and Wade:

S. B. No. 226, A bill to be entitled, "An Act repealing Article 82, Penal Code of Texas, 1925, relating to the use of parties to an offense as witnesses; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Kennard:

S. B. No. 227, A bill to be entitled "An Act concerning metropolitan areas and planning and cooperation in metropolitan areas; declaring legislative intent; defining certain terms; providing for the establishment of councils of governments and adoption of this Act by pre-existing associa-

tions; providing for membership in and representation on councils of governments; providing for adoption of bylaws by councils; stating the duties of state liaison officers; providing methods for withdrawal from council membership; authorizing metropolitan area and regional planning and cooperation between councils and governmental subdivisions; providing for cooperation between the state and councils; providing for state financial assistance; providing for interstate and international metropolitan areas and councils; providing service on councils to be additional duty; requiring an annual report and audit; providing for recommendations for legislation; providing a saving clause; declaring this Act to be cumulative; providing for severability; and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Kennard:

S. B. No. 228, A bill to be entitled "An Act creating the Local Government Assistance Agency; declaring legislative intent; defining certain terms; establishing a Municipal Incorporation Review Board; providing for the compilation and filing of financial and statistical data; providing for coordination of state and federal programs; providing for interlocal cooperation; providing for training and other programs to improve local public service; providing for recommendations for legislation, providing for a new procedure for incorporation of municipalities; providing for review of such proposed incorporations; amending Articles 1134 and 1136, Revised Civil Statutes of Texas, 1925, as amended; providing a saving clause, declaring severability and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Kennard:

S. B. No. 229, A bill to be entitled "An Act concerning protection of persons and property in counties and cities from practices in the subdividing of land inimical to health, safety and welfare; authorizing the issuance of regulations by commissioners courts; requiring the filing of plats of subdivided land and approval of such plats by commissioners courts; authorizing the adoption of orders by commissioners courts in

exercising authority granted by this Act; providing for the nature and content of such orders; providing for the publication of such orders; authorizing counties and cities to sue to enjoin violation of such orders; providing for a penalty for violation of such orders; providing for cooperation of counties and cities in the extraterritorial area of cities; providing a saving clause; providing for severability; repealing certain Acts; and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Kennard:

S. B. No. 230, A bill to be entitled "An Act concerning cooperation and contracts among political subdivisions in this state; declaring legislative intent; defining certain terms; authorizing interlocal cooperation and contracts; authorizing state financial assistance for feasibility studies and implementation of interlocal contracts; stating purposes for which state funds may be used; stating the nature of local contributions; providing a saving clause; declaring cumulative nature of this Act; providing for severability; providing an effective date; and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Bernal:

S. B. No. 231, A bill to be entitled "An Act fixing the maximum salary for the county road engineer in certain counties; amending Section 1, Chapter 68, Acts of the 58th Legislature, Regular Session, 1963 (Article 3912j, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Wilson:

S. B. No. 232, A bill to be entitled "An Act relating to the annual salaries of assistants to the county school superintendent in certain counties; and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senator Schwartz:

S. B. No. 233, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Consti-

tution of Texas, known as 'Bayou Vista Municipal Utility District,' declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers, privileges, authority and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation; providing for no hearing for exclusions, except on written request or the board of directors' own motion; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation for District; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for directors to fill vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for organization of board of directors; providing for the letting of construction contracts and the drawing of warrants; providing for the execution of contracts by the president; providing for a vice-president, a secretary and a secretary pro tem and outlining their duties; providing for employment of engineers, attorneys, auditors and other employees; providing for a seal for the District; providing for approval of District's plans and specifications by the Texas Water Rights Commission and inspection during construction by said Commission; providing for bonds and refunding bonds to be approved by the Attorney General of Texas and registered by the Comptroller of Public Accounts of Texas, and providing for negotiability, legality, validity, obligation and incontestability of the bonds and refunding bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising or re-routing any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; defining "sole ex-

pense"; providing that the Municipal Annexation Act shall have no application to the creation of this District; determining and finding the requirements of Article 16, Section 59(d) as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for the selection of a depository or depositories for the District and related matters; providing for meetings and business transactions within or without the District but within the State of Texas; providing additional powers of District within and without boundaries of District; providing for the voting and issuing of bonds to serve areas within or without the boundaries of District; providing for the sale of bonds of the District in denominations of \$1,000 or multiples thereof, for the exchange of bonds for property and services, and for the minimum price of bonds at such sale or exchange; providing that Article 7880-77b shall not be applicable to this District, and related matters; providing that notice of all elections shall be under hand of president or secretary; providing for canvassing of election returns; providing the bonds of this District and their transfer and income therefrom and profits thereon and purchases made by District shall be tax-free in this State; providing the bonds and refunding bonds of this District shall be eligible investments; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Kennard:

S. J. R. No. 17, Proposing an amendment to Article IX of the Constitution of Texas by amending Section 3 of said Article IX; authorizing the Legislature to provide for optional county plans of government for certain counties; providing for the necessary election, form of ballot, proclamation and publication.

To the Committee on Constitutional Amendments.

By Senator Kennard:

S. J. R. No. 18, Proposing an amendment to Article IX of the Constitution of Texas by adding thereto a new section to be known as Section 10; defining an urban county and

vesting certain authority in urban counties; authorizing the Legislature to provide for the exercise of further authority by urban counties; providing for the necessary election, form of ballot, proclamation and publication.

To the Committee on Constitutional Amendments.

By Senator Bernal:

S. J. R. No. 19, Proposing an amendment to Article IX of the Constitution of the State of Texas, by adding thereto a new Section 3A to provide for the adoption by Bexar County of a home rule charter.

To the Committee on Constitutional Amendments.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

H. B. No. 87, A bill to be entitled "An Act making supplemental appropriations to the Water Development Board, to the Coordinating Board, Texas College and University System, and to the Attorney General's Office; repealing laws in conflict; and declaring an emergency."

Signed, subject to the provisions of Section 49A of Article III of the Constitution of the State of Texas.

Message From the House

Hall of the House of Representatives
Austin, Texas,
February 14, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 21, In memory of Judge S. T. Chandler.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Birthday Greetings Extended to Secretary of Senate

On motion of Senator Brooks and by unanimous consent, the pages of the Senate were requested to serenade the Secretary of the Senate, Mr. Charles Schnabel, on this, the occasion of his birthday with the "Happy Birthday" song.

The pages proceeded to the Bar of the Senate and sang the song and presented Mr. Schnabel with a birthday card and gift.

Senate Bill 24 on Second Reading

Senator Christie moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 24 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—30

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|------------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |

Nays—1

Parkhouse

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 24, A bill to be entitled "An Act setting aside for park purposes only the mineral estate of certain land in the counties of Culberson and Hudspeth to be used as a part of the Guadalupe Mountains National Park; making other provisions relating to the creation of Guadalupe Mountains National Park; providing certain powers and duties of the Commissioner of the General Land Office and other officials relating thereto; providing a severability clause; providing a repealing clause; providing a reverter clause; and declaring an emergency."

The bill was read second time.

Senator Christie offered the following Committee Amendment to the bill:

Amend S. B. No. 24 as follows:

(1) Delete the period at the end

of the last sentence in Section 2 and add the following punctuation and language:

"and reserving also the rights set out in Section 7 of this Act."

(2) Amend Section 7 to read as follows:

"Section 7. (a) Should any or all of the lands described in Section 1 of this Act cease to be used for the purpose of Guadalupe Mountains National Park, the State of Texas reserves its preferential right to a reconveyance, without consideration, of the mineral rights donated by the State of Texas under this Act.

"(b) If at any time in the future an Act of Congress provides that the national welfare or an emergency requires the development and production of the minerals underlying the lands within the boundaries of the national park, or any portion thereof, and such Act authorizes the United States Secretary of the Interior to lease said land for the purpose of drilling, mining, developing, and producing said minerals, the State of Texas reserves the preferential right, without consideration to the United States, to lease all of the mineral rights and interests which were donated by the State of Texas under this Act.

"(c) If at any time oil, gas, or other minerals should be discovered and produced in commercial quantities from lands outside the boundaries of the park, thereby causing drainage of oil, gas, or other minerals from lands within the boundaries of the park, and if the Secretary of the Interior participates in a communitization agreement or takes other action to protect the rights of the United States, the State of Texas reserves the right to its proper share of the proceeds, if any, derived from such agreement or action."

The Committee Amendment was read.

Senator Strong offered the following amendment to the pending Committee Amendment:

Amend Committee Amendment No. 1 to S. B. No. 24 by deleting the period at the end of Section 7(c), substituting a comma in lieu thereof, and adding immediately following said comma the following:

"said proper share to be not less than all bonuses, rentals, and

royalties attributable to all minerals and mineral rights to be conveyed to the United States of America under the terms of this act."

**STRONG
HAZLEWOOD**

The amendment to the Committee Amendment was read and was adopted.

The Committee Amendment as amended was then adopted.

Senator Grover offered the following amendment to the bill:

Amend S. B. No. 24, Section 3 by adding a new sentence to read:

"Provided however, that no employee of the State of Texas at the time of the introduction of this bill shall receive any compensation or commission from the sellers for the sale of this land."

The amendment was read and was adopted.

On motion of Senator Christie and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Senate Bill 24 on Third Reading

Senator Christie moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 24 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |

Nays—1

Parkhouse

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |

Nays—1

Parkhouse

Senate Bill 7 on Second Reading

Senator Bates moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 7 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 7, A bill to be entitled

"An Act authorizing all regional college districts which have been converted to fully state supported institutions of higher learning to transfer all assets of such districts, real, personal, tangible or intangible to the governing boards of such institutions provided that each such governing board shall continue the payment of all notes and bonds payable from revenues theretofore issued by such districts and each county in which any such regional college district is located continues to levy and collect taxes in support of all tax obligations theretofore authorized and issued by such district; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 7 on Third Reading

Senator Bates moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 7 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Committee Substitute for Senate Bill 127 on Second Reading

Senator Herring moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that C. S. S. B.

No. 127 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

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|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. 127, A bill to be entitled "An Act amending Sec. 9, Chap. 181, p. 444, Acts of the 44th Legislature, Regular Session, 1935 (Art. 4413 (9), Vernon's Civil Statutes), affecting the appointment, promotion and discharges of officers and employees of the Department of Public Safety so as to eliminate from the law the requirement of Texas residence at the time of application for employment; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute for Senate Bill 127 on Third Reading

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 127 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

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| Aikin | Cole |
| Bates | Connally |
| Bernal | Creighton |
| Berry | Grover |
| Blanchard | Hall |
| Brooks | Hardeman |
| Christie | Harrington |

Hazlewood
Herring
Hightower
Jordan
Kennard
Mauzy
Moore
Parkhouse
Patman

Ratliff
Reagan
Schwartz
Strong
Wade
Watson
Wilson
Word

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

Senate Bill 99 on Second Reading

Senator Blanchard moved that Senate Rules 116, 13, and 38 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 99 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—30

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|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Creighton | Reagan |
| Grover | Schwartz |
| Hall | Strong |
| Hardeman | Wade |
| Harrington | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Nays—1

Connally

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 99, A bill to be entitled "An Act relating to the investment of surplus assets in, and the refund to members of contributions to Firemen's Relief and Retirement Funds; amending Section 23A, Section 23B, Section 10A(f), and Section 10a (g), Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 99 on Third Reading

Senator Blanchard moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 99 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

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|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Creighton | Reagan |
| Grover | Schwartz |
| Hall | Strong |
| Hardeman | Wade |
| Harrington | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Nays—1

Connally

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

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|-----------|-----------|
| Aikin | Brooks |
| Bates | Christie |
| Bernal | Cole |
| Berry | Creighton |
| Blanchard | Grover |

| | |
|------------|-----------|
| Hall | Parkhouse |
| Hardeman | Patman |
| Harrington | Ratliff |
| Hazlewood | Reagan |
| Herring | Schwartz |
| Hightower | Strong |
| Jordan | Wade |
| Kennard | Watson |
| Mauzy | Wilson |
| Moore | Word |

Nays—1

Connally

Senate Bill 148 on Second Reading

Senator Parkhouse moved that Senate Rules 116, 13, and 38 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 148 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

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|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 148, A bill to be entitled "An Act amending Article 7467c, Revised Civil Statutes of Texas, 1925, being the article authorizing the granting of seasonal and temporary permits to appropriate water, by limiting to three years the period of time for which a temporary permit may be granted; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 148 on Third Reading

Senator Parkhouse moved that

Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 148 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

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|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

Senate Bill 39 on Second Reading

Senator Strong moved that Senate Rules 116, 13, and 38 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 39 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

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| Aikin | Bates |
|-------|-------|

| | |
|------------|-----------|
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Brooks | Moore |
| Christie | Parkhouse |
| Cole | Patman |
| Connally | Ratliff |
| Creighton | Reagan |
| Grover | Schwartz |
| Hall | Strong |
| Hardeman | Wade |
| Harrington | Watson |
| Hazlewood | Wilson |
| Herring | Word |
| Hightower | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 39, A bill to be entitled "An Act amending Section 8 of Chapter 224, Acts of the Fiftieth Legislature, relating to creation of boards of trustees for certain junior college districts so as to change the term of office of trustees elected for junior college districts governed by the provisions of said Act; providing a severability clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 39 on Third Reading

Senator Strong moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 39 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President then laid the bill

before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

Senate Bill 80 on Second Reading

Senator Watson moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 80 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 80, A bill to be entitled "An Act changing the name of the State Board of Chiropody Examiners to the Texas State Board of Podiatry Examiners; construing the word chiropody or chiropodist to mean podiatry or podiatrist whenever the

word chiropody or chiropodist is used in the laws of the State of Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 80 on Third Reading

Senator Watson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 80 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Creighton | Reagan |
| Grover | Schwartz |
| Hall | Strong |
| Hardeman | Wade |
| Harrington | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Nays—1

Connally

Welcome and Congratulatory Resolutions

S. R. No. 123—By Senator Bernal: Extending appreciation to Major General Frank E. Rouse of San Antonio for his unselfish devotion to our National defense.

S. R. No. 124 — By Senators Bernal and Berry: Extending welcome to members of The League of Women Voters of San Antonio.

Adjournment

On motion of Senator Aikin the Senate at 12:06 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

TWENTY-FIRST DAY

(Wednesday, February 15, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Senate Resolution 125

Senator Aikin offered the following resolution:

Whereas, The Senate of Texas is honored by the presence of Mr. and

Mrs. Leo Witkowski accompanied by Thomas Graf of Hereford; and

Whereas, We wish to express our appreciation of their interest in the functions of our State government: now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

AIKIN
HAZLEWOOD

The resolution was read and was adopted.

Senator Aikin by unanimous consent presented the guests including Mr. Graf, an exchange student from Germany.

Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 21, Memorial resolution for Judge S. T. Chandler.

Reports of Standing Committees

Senator Herring submitted the following report:

Austin, Texas,
February 15, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 185, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HERRING, Chairman.

Senator Bates submitted the following report:

Austin, Texas,
February 15, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Transportation, to which was referred S. B. No. 161, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BATES, Chairman.